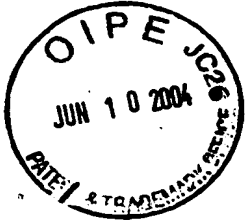


06-11-04

AF/1616 #
IFW

DOCKET NO.: MPC1-0031

PATENT

Corres. and Mail
BOX AFREPLY FILED UNDER EXPEDITED
PROCEDURE PURSUANT TO
37 CFR § 1.116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

S. Spireas

Confirmation No.: 4371

Application No.: 09/690,974

Group Art Unit: 1616

Filing Date: October 18, 2000

Examiner: George, Konata M.

For: STABILIZATION OF SOLID DRUG FORMULATIONS

EXPRESS MAIL LABEL NO: EL 998516776 US
DATE OF DEPOSIT: June 10, 2004

EL 998516776 US

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS PURSUANT TO 37 CFR § 1.192

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **December 10, 2004** finally rejecting claims **1-36** of the above-identified patent application.

The item(s) checked below are appropriate:

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as : \
- ☒ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of December 10, 2004 to and through June 10, 2004 comprising an extension of the shortened statutory period of three (3) months.

06/15/2004-WABDELRI 00000070-09690974

01 FC:2801

385.00 DP

06/15/2004 WABDELRI 00000070 09690974

02 FC:2253

475.00 DP

Void date: 06/15/2004 WABDELRI
06/15/2004-WABDELRI 00000070 09690974
01 FC:2801 -385.00 DP

Repln. Ref: 06/15/2004 WABDELRI 0019055500
DAB:233050 Name/Number:09690974
FC: 9204 \$220.00 CR

DOCKET NO.: MPCI-0031

**PATENT
REPLY FILED UNDER EXPEDITED
PROCEDURE PURSUANT TO
37 CFR § 1.116**

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$165	\$	\$330	\$330.00
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$0
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$210	\$	\$420	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$475	\$	\$950	\$950.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$740	\$	\$1480	\$0
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1005	\$	\$2010	\$0
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$420.00)
TOTAL FEE DUE		\$0		\$860.00

- ☒ A check in the amount of **\$860.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge my Deposit Account No. 23-3050 in the amount of \$.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

Date: June 10, 2004



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